

FEDERAL ELECTION COMMISSION NAMED TO PROBE July 24, 2003

RQ-3

Michael Kasper, Treasurer Democratic Party of Illinois P.O. Box 518 Springfield, IL 62705

Identification Number: C00167015

Reference: 30 Day Post-General Report (10/17/02-11/25/02)

Dear Mr. Kasper:

This letter is to inform you that as of July 23, 2003, the Commission has not received your response to our request for additional information, dated July 2, 2003. This notice requests information essential to full public disclosure of your federal election campaign finances. To ensure compliance with the provisions of the Federal Election Campaign Act (the Act), please respond to this request (copy enclosed).

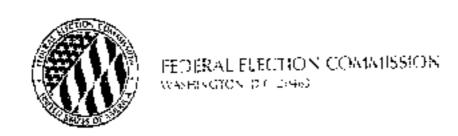
An adequate response must be received at the Commission by August 13, 2003. Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated. Requests for extensions of time in which to respond will not be considered. Failure to provide an adequate response by this date may result in an audit of the committee. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action.

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter, please contact Nicholas Ebinger on our toll-free number (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division) or our local number (202) 694-1130.

Sincerely,

John D. Gibson

Assistant Staff Director Reports Analysis Division



RQ-2

Michael Kasper, Treasurer Democratic Party of Illinois P.O. Box 518 Springfield, IL 62705

JUL 0 2 2003

Identification Number:

C00167015

Reference:

30 Day Post-General Report (10/17/02-11/25/02)

Dear Mr. Kasper.

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule A of your report (pertinent portion(s) attached) discloses one or more contributions from an organization(s) which is not a political committee registered with the Commission. In order for your committee to accept contributions from unregistered organizations into accounts used to influence federal elections, your committee should take steps to insure that the contributor(s) used permissible funds to make the contribution(s) to avoid violating 2 U.S.C. §§441a(f) and 441b or 11 CFR §102.5(b). Under 11 CFR §102.5(b), organizations which are not political committees under the Act and choose to contribute to federal committees must either:

1) establish a separate account which contains only those funds permitted under the Act, or 2) demonstrate through a reasonable accounting method that the organization has received sufficient funds subject to the limitations and prohibitions in order to make the contribution.

If any apparently prohibited contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. In addition, please clarify whether the contribution(s) received from the referenced organization(s) is permissible.

To the extent that your committee has received prohibited funds, you may have to make a refund. If within 30 days of receipt you (1) transferred the

DEMOCRATIC PARTY OF ILLINOIS PAGE 2

prohibited amount to an account not used to influence federal elections, and (2) provided written notice to the person making the contribution of the option of receiving a refund, you may retain the contribution in an account not used to influence federal elections. Any request from a donor for a refund must be honored.

If the foregoing conditions for transfers to a non-federal account were not met within 30 days of receipt, the prohibited amount must be refunded. See 11 CFR 103.3(b)(!).

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for any transfer-out or refund. Should you choose to transfer-out or refund the contribution(s), the Commission will presume the funds were impermissible if no statement from your committee provides information to the contrary. Transfers-out and refunds should be disclosed on a Schedule B supporting Line 22 or 28 of the report covering the period during which the transaction was made.

Although the Commission may take further legal action concerning the acceptance of prohibited contributions, prompt action by your committee in transferring-out or refunding the amounts will be taken into consideration.

-Schedule B of your report (pertinent portion(s) attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(a) prohibits a committee from making contributions to another political committee and its affiliates in excess of \$5,000 per calendar year.

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

If you have made an excessive contribution, you must notify the recipient and request a refund of the amount in excess of \$5,000. The refund of the excessive amount must be made within sixty (60) days of receipt of the contribution.

Please inform the Commission of your corrective action immediately in

DEMOCRATIC PARTY OF ILLINOIS PAGE 3

writing and provide a photocopy of the refund request sent to the recipient committee(s). In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received.

Although the Commission may take further legal action regarding the excessive contribution(s), your prompt action in obtaining a refund will be taken into consideration.

-Commission Regulations require that a committee disclose the identification of all individuals who contribute in excess of \$200 in a calendar year. (11 CFR §104.3(a)(4)(i)) Identification for an individual is defined as the full name, mailing address, occupation and name of employer. (11 CFR §100.12) Your report discloses contributions from individuals for which the identification is not complete.

You must provide the missing information, or if you are unable to do so, you must demonstrate that "best efforts" have been used to obtain the information. To establish "best efforts," you must provide the Commission with a detailed description of your procedures for requesting the information. Establishing "best efforts" is a three-fold process.

First, your original solicitation must include a clear and conspicuous request for the contributor information and must inform the contributor of the requirements of federal law for the reporting of such information. (11 CFR §104.7(b)())

Second, if the information is not provided, you must make one follow-up, stand alone effort to obtain this information, regardless of whether the contribution(s) was solicited or not. This effort must occur no later than 30 days after receipt of the contribution and may be in the form of a written request or an oral request documented in writing. (11 CFR § 104.7(b)(2)) The request must:

- clearly ask for the missing information, without soliciting a contribution;
- inform the contributor of the requirements of federal law for the reporting of such information, and
- if the request is written, include a pre-addressed post card or return envelope.

DEMOCRATIC PARTY OF ILLINOIS PAGE 4

Third, if you receive contributor information after the contribution(s) has been reported, you shall either a) file with your next regularly scheduled report, an amended memo Schedule A listing all the contributions for which additional information was received; or b) file on or before your next regularly scheduled reporting date, amendments to the report(s) originally disclosing the contribution(s). (11 CFR §104.7(b)(4))

Please provide the missing information or a detailed description of your procedures for requesting the information. For more information on demonstrating "best efforts," please refer to the Campaign Guide.

Please clarify all expenditures made for "TV for Phelps" on Schedule H4. If a portion or all of these expenditures were made on behalf of specifically identified federal candidates, this amount should be disclosed on Schedules B, E or F supporting Lines 23, 24 or 25 and include the amount, name, address and office sought by each candidate. 11 CFR §§104.3(b) and 106.1

-Itemized disbursements must include a brief statement or description of why the disbursements were made. Please amend Schedule(s) H4 of your report to clarify the following description(s): "Professional Services" and "Wire to Greer Margolis Mitchell." For further guidance regarding acceptable purposes of disbursements, please refer to 11 CFR §104.3(b)(3).

Schedule H4 supporting Line 21 of your report discloses expenditures totaling \$5,020.58 that have been itemized as memo entries; however, they do not appear to correspond with any credit card payments or other entries. Please clarify these expenditures.

-Schedule A of your report (pertinent portions attached) discloses one or more contributions which appear to be from a corporation(s). 2 U.S.C. §441b(a) prohibits the receipt of contributions from corporations unless made from a separate segregated fund established by the corporation.

If any apparently prohibited contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

If you have received a prohibited contribution(s), you may have to make a refund. If within 30 days of receipt you (1) transferred the prohibited

DEMOCRATIC PARTY OF ILLINOIS PAGE 5

amount to an account not used to influence federal elections, and (2) provided written notice to the person making the contribution of the option of receiving a refund, you may retain the contribution in an account not used to influence federal elections. Any request from a donor for a refund must be honored.

If the foregoing conditions for transfers to a non-federal account were not met within 30 days of receipt, the prohibited amount must be refunded. See 11 CFR 103.3(b)(1).

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for any transfer-out or refund. In addition, any transfers-out or refunds should be disclosed on Schedule B supporting Line 22 or 28 of the report covering the period during which the transaction was made.

Although the Commission may take further legal action concerning the acceptance of a prohibited contribution, prompt action by your committee to transfer-out or refund the amount will be taken into consideration.

-For future reporting, please be advised that only contributions to federal candidates and political committees should be itemized on a separate Schedule B supporting Line 23 of the Detailed Summary Page. Contributions to non-federal candidates and committees should be itemized on Schedule B supporting Line 29.

A response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division). My local number is (202) 694-1130.

Sincerely,

Nicholas T. Ebinger Campaign Finance Analyst

Reports Analysis Division

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227 N. LaSelle Oty Chlospon FEC to number of contributing staderal positical committee. Name of Employer Receipt For: Primary General Caher (specify) • Full Name (Last, First, Middle Initial)	Оссирато Адагоря:	<u> </u>	43061.73	Non Federal Account for [MEMO:TEM] Transaction ID: S Date of Receipt	2051.73 nt Trans- A11C.18305.1
227 N. LaSalle Oty Chicego FEC to number of contributing sideral positical committee. Name of Employer Receipt For: Primary General Cather (specify) • Full Name (Last, First, Middle Instal)	Оссирато Адагоря:	<u> </u>	43051.73	Non Federal Account for [MEMO:TEM] Transaction ID: S Date of Receipt	205 t.73 nt Trens-
227 N. LaSelle Oty Chicego FEC to number of contributing isderal positical committee. Name of Employer Receipt For: Primary General Caher (specify) • Full Name (Lest, First, Middle initial) & Depo. Victory 2002	Оссиратка ———————————————————————————————————	dQ601 n a Ysar-Io-Dake ♥	43051.73	Non Federal Account fer [MEMO:TEM] Transaction ID: S Date of Receipt	2051.73 nt Trans- A11C.18305.1
227 N. LaSalle Oty Chicean FEC to number of contributing isderal positical committee. Name of Employe: Receipt For: Primary General Caher (specify) w Full Name (Last, First, Middle initial) & Denn Yickey 2002 Mailing Address	Оссирато : Адрофа	#0601 a Ysar-Io-Dake ♥	43061.73	Non Federal Account for [MEMO:TEM] Transaction ID: S Date of Receipt M M C P 1 0 3 1	2051.73 nt Trens- A11C.18305.1
227 N. LaSalle Oty Chicago FEC to number of contributing isderal positical committee. Name of Employe: Persipt For: Primary General Caner (specify) • Full Name (Last, First, Middle initial) IL Deno Victory 2002 Mpilling Address 222 N. LaSalle	Оссиратка ———————————————————————————————————	dQ601 n a Ysar-Io-Dake ♥	43061.73	Non Federal Account for [MEMO:TEM] Transaction ID: S Date of Receipt	2051.73 nt Trans- A11C.18305.1
227 N. LaSalle Oty Chicego FEC to number of contributing saderal positical committee. Name of Employer Receipt For: Primary General: Caher (specify) • Full Name (Last, First, Middle initial) & Depolytobry 2002 Natiling Address 222 N. LaSalle City	Оссирато : Адрофа	#0601 a Ysar-Io-Dake ♥	43061.73	Non Federal Account fer [MEMO:TEM] Transaction ID: S Date of Receipt 1 0 3 1	2051.73 nt Trans- A11C.18305.1 2 0 0 2 Celor trak Pariod 1506.5
227 N. LaSalle Oty Chicago FEC to number of contributing federal political committee. Name of Employer Receipt For: Primary General Caner (specify) * Full Name (Last, First, Middle Install) L Decontributing Address 222 N. LaSalle City Chicago FEC 10 number of contributing	Оссирато : Адрофа	#0601 a Ysar-to-Dake ♥ Zip Code 60801	43051.73	Non Federal Account fer [MEMO:TEM] Transaction ID: S Date of Receipt 1 0 3 1 Amount of Each Re	2051.73 nt Trans- A11C.18305.1 2 0 0 2 celor trak Pariod 1506.5
222 N. LaSalle Ody Chicego FEC to number of contributing taderal positical committee. Name of Employer Receipt For: Primary General: Other (specify) * Full Name (Last, First, Middle initial) to Deno Victory 2002 Mailing Address 222 N. LaSalle Oity Chicago FEC ID number of contributing federal position committee. Name of Employer	Cocupation Aggrogation State Coccupation	#0601 a Ysar-10-Dake ▼ Zip Code 60801		Non Federal Account fer [MEMO:TEM] Transaction ID: S Date of Receipt 1 0 3 1	2051.73 nt Trans- A11C.18305.1 2 0 D Z
222 N. LaSalle Oty Chicago FEC to number of contributing faceral political committee. Name of Employer Receipt For: Primary General: Caher (specify) • Full Name (Last, First, Middle initial) £ Deno. Victory 2002 Mailing Address 222 N. LaSalle Otty Chicago FEC ID number of contributing federal political committee. Name of Employor Receipt For:	Cocupation Aggrogation State Coccupation	#0601 a Ysar-to-Dake ♥ Zip Code 60801		Non Federal Account fer [MEMO:TEM] Transaction ID: S Date of Receipt 1 0 3 1 Amount of Each Re	2051.73 nt Trans- A11C.18305.1 2 0 0 2 celor trac Pariod 1506.50
222 N. LaSalle Oty Chicegon FEC to number of contributing sideral positical committee. Name of Employer Receipt For: Primary General: Caher (specify) * Full Name (Last, First, Middle spiral) L Deno. Victory 2002 Mailing Acciresa 222 N. LaSalle City Chicago FEC ID number of captificating federal political committee. Name of Employer Reitelpt For: Prenaty General	Cocupation Aggrogation State Coccupation	#0601 a Ysar-10-Dake ▼ Zip Code 60801		Non Federal Accounter [MEMO:TEM] Transaction ID: S Date of Receipt 10 31 Amount of Each Re Non Federal funds	2051.73 nt Trens- A11C.18305.1 2 0 0 2 celor trick Pariod 1506.50
222 N. LaSalle Oty Chicago FEC to number of contributing faceral political committee. Name of Employer Receipt For: Primary General: Caher (specify) • Full Name (Last, First, Middle initial) £ Deno. Victory 2002 Mailing Address 222 N. LaSalle Otty Chicago FEC ID number of contributing federal political committee. Name of Employor Receipt For:	Cocupation Aggrogation State Cocupation	#0601 a Ysar-10-Dake ▼ Zip Code 60801		Non Federal Account fer [MEMO:TEM] Transaction ID: S Date of Receipt 1 0 3 1 Amount of Each Receipt Non Federal hunds	2051.73 nt Trans- A11C.18305.1 2 0 0 2 celor trac Pariod 1506.50
222 N. LaSalle Ody Chicago FEC to number of contributing taderal positical committee. Name of Employer Receipt For: Primary General: Other (specify) • Full Name (Last, First, Middle traital) £ Depre-victory 2002 Mailing Accress 222 N. LaSalle City Chicago FEC ID number of contributing federal political committee. Name of Employer Receipt For: Prenary General	Cocupation Aggrogation State Cocupation	#0601 a Ysar-10-Dake ▼ Zip Code 60801		Non Federal Accounter [MEMO:TEM] Transaction ID: S Date of Receipt 10 31 Amount of Each Re Non Federal funds	2051.73 nt Trens- A11C.18305.1 2 0 0 2 celor trick Pariod 1506.50